

QUINN EMANUEL URQUHART & SULLIVAN, LLP
Charles K. Verhoeven (Bar No. 170151)
charlesverhoeven@quinnemanuel.com
Melissa Baily (Bar No. 237649)
melissabaily@quinnemanuel.com
Lindsay Cooper (Bar No. 287125)
lindsaycooper@quinnemanuel.com
50 California Street, 22nd Floor
San Francisco, California 94111-4788
Telephone: (415) 875-6600
Facsimile: (415) 875-6700

Attorneys for GOOGLE LLC

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

GOOGLE LLC,
Plaintiff,
vs.
SONOS, INC.,
Defendants.

CASE NO. 3:20-cv-06754-WHA
Related to CASE NO. 3:21-cv-07559-WHA

**DECLARATION OF LINDSAY COOPER
IN SUPPORT OF SONOS, INC.'S
ADMINISTRATIVE MOTION TO
CONSIDER WHETHER ANOTHER
PARTY'S MATERIAL SHOULD BE
SEALED (DKT. NO. 127)**

1 I, Lindsay Cooper, declare and state as follows:

2 1. I am an attorney licensed to practice in the State of California and am admitted to
 3 practice before this Court. I am a partner at Quinn Emanuel Urquhart & Sullivan LLP, counsel for
 4 Google LLC (“Google”). I have personal knowledge of the matters set forth in this Declaration, and if
 5 called as a witness I would testify competently to those matters.

6 2. I make this declaration in support of Sonos, Inc.’s (“Sonos”) Administrative Motion to
 7 Consider Whether Another Party’s Material Should Be Sealed (Dkt. No. 127) filed in connection with
 8 Sonos’s Motion for Leave to Amend Infringement Contentions (“Sonos’s Motion”) (Dkt. No. 128).

9 3. Google seeks an order sealing the materials as listed below:

Document	Portions Google Seeks to Be Filed Under Seal	Designating Party
Exhibit 1 to the Declaration of Geoffrey Moss in Support of Sonos’s Motion for Leave to Amend Infringement Contentions Pursuant to Patent L.R. 3-6 (“Exhibit 1”)	Entire Document	Google

14 4. I understand that a party seeking to “preserv[e] the secrecy of sealed discovery material
 15 attached to non-dispositive motions” such as Sonos’s Motion need only make “a particularized
 16 showing under the good cause standard of Rule 26(c).” *Kamakana v. City & Cnty. of Honolulu*, 447
 17 F.3d 1172, 1180 (9th Cir. 2006) (internal citation and quotation marks omitted).

18 5. Exhibit 1 contains references to Google’s confidential business information and trade
 19 secrets, including details regarding source code, architecture, and technical operation of Google’s
 20 products. I understand that public disclosure of this information would significantly harm Google’s
 21 competitive standing by giving competitors access to Google’s highly confidential business
 22 information to gain an advantage in the marketplace. I also understand that this Court has held that
 23 this type of “business information that might harm a litigant’s competitive standing” may be sealed.
Finjan, Inc. v. Proofpoint, Inc., No. 13-CV-05808-HSG, 2016 WL 7429304, at *2 (N.D. Cal. Feb. 9,
 25 2016) (internal quotations and citation omitted). A less restrictive alternative than sealing Exhibit 1
 26 would not be sufficient because the information sought to be sealed is Google’s confidential business
 27 information and trade secrets but has been utilized by Sonos in support of Sonos’s Motion.

1 I declare under penalty of perjury under the laws of the United States of America that to the
2 best of my knowledge the foregoing is true and correct. Executed on February 11, 2022, in Mill
3 Valley, California.

4 DATED: February 11, 2022

5 By: /s/ Lindsay Cooper
6 Lindsay Cooper

7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28